

<b>MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK</b>
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**FORMAL SESSION**  
**January 2, 2008**

The Board of Supervisors of Maricopa County, Phoenix, Arizona, convened in Formal Session at 10:00 a.m., January 2, 2008, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Fulton Brock, Chairman, District 1; Andrew Kunasek, Vice Chairman, District 3; Don Stapley, District 2; Max W. Wilson, District 4 and Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Minutes Coordinator; David Smith, County Manager and Victoria Mangiapane, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

**INVOCATION**

Dr. Zuhdi Jasser delivered the invocation. Dr. Jasser served 11 years as a physician in the United States Navy with one tour of duty as medical department head aboard the U.S.S. El Paso, and his last tour of duty in 1999 was as internist in the Office of the Attending Physician at the U.S. Capitol for the United States Congress. Dr. Jasser, a friend of incoming Chairman Andrew Kunasek, is a leader among Muslims against terrorism and Islamic fascism.

**PLEDGE OF ALLEGIANCE**

Supervisor Max Wilson, District 4, led the assemblage in the Pledge of Allegiance.

**OUTGOING CHAIRMAN'S REMARKS**

Chairman Brock recognized and introduced dignitaries, elected officials and his family members who were present in the auditorium for the Passing of the Gavel Ceremony. He thanked these and others for their support during his year as Chairman of the Board of Supervisors and for the service they provided in various capacities and by serving in numerous professional, civic and governmental organizations. He paid tribute to the unique talents of his colleagues on the Board and said he felt privileged to work with the finest group of elected officials in the country. He lauded Maricopa County as having recently received the designation of one of two best run counties in the nation, and also in having the nation's top county manager in David Smith.

The Chairman also reported on improvements identified in three primary areas he had targeted at the beginning of his term in January 2007; public safety, public health and becoming a "green" county. He noted that Maricopa County had received many awards during the past year and had been in the top three counties in the U.S. receiving the highest number of awards from the National Association of Counties at their annual meeting. A video was shown illustrating 2007 County highlights.

**NOMINATION AND ELECTION OF CHAIRMAN OF THE BOARD OF SUPERVISORS FOR 2008 AND PASSING OF THE GAVEL**

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (5-0) to nominate and elect Andrew Kunasek as Chairman of the Board of Supervisors for 2008. The gavel was passed from outgoing Chairman Fulton Brock to incoming Chairman Andrew Kunasek.

**2008 INCOMING CHAIRMAN'S ADDRESS**

Chairman Kunasek acknowledged and introduced members of his family who were present. He thanked his fellow board members for electing him as Chairman for 2008, adding his thanks to Supervisor Brock

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for his leadership in 2007. He presented Supervisor Brock with an outgoing chairman's plaque to commemorate his service.

Chairman Kunasek's remarks centered on the fiscal crises that began in 2007, saying, "We are experiencing the same revenue problems that all other governments are facing." He explained that revenue from State Shared Sales Tax is already below last year by roughly 1%, and the County's share of the Vehicle License Tax is down even more, with both deficits expected to deepen. Revenue from these two shared taxes make up the greater portion of the County's budget. He explained that County departments have already decreased administrative budgets by 5% county-wide and said if the fiscal trend continues to fall there will have to be deeper cuts and "rainy day funds" may have to be tapped. Because Maricopa County is without taxing authority as an arm of State government, a great deal of the County's level of service is determined by the State. He said, "If the State decides to balance their budget shortfall on our backs – meaning they withhold more than the usual amount of money or shift some State services to the County – we'll have to cut further." He hopes for a rebound within the next six months.

He pointed out that, "With the total shortfall in revenue and the cost shifts included in the State's JLBC budget, we're looking at a total of \$117 million that we won't have to spend over the next two years. And, I don't mean \$117 million that we won't have to spend on new projects, inflation, etc., but \$117 million that we'll have to cut out of programs and services that we did fund last year."

Chairman Kunasek noted that tight financial times are an economic reality that all face from time to time, saying that these will give an opportunity to further streamline government and eliminate non-essential programs. He said, "My biggest concern is that the downturn will last for years. If this is the case, we'll have to cut into our core, which is the Criminal Justice System, and no one wants to do that." He indicated that the plan is to continue with building the downtown Criminal Justice Tower, saying it is a necessity, not a luxury.

The Chairman spoke of ways of conserving funds that included Maricopa County being among the first in the nation to "go green." Two months ago a new vehicle procurement policy for the fleet of 2,400 vehicles was adopted by the Board. This will allow the County to spend less up front plus save money down the road in fuel costs, and it also will help clean up the air. The fleet will be standardized, eliminating the dozens of different brands and types of cars currently used and switching to one or two standard cars in each class. A resulting savings on replacement parts will be an added bonus. The new cars will be traditional, flex fuel, and hybrid. Because County cars are driven further and longer than the average family vehicle, the hybrid's gas savings will actually cover their higher upfront cost. The compacts, which are replacing midsize cars, save close to \$10,000 per car in initial purchase price, and hundreds of thousands of dollars in fuel costs and will help eliminate hundreds of thousands of pounds of pollution. Cheaper up front costs, savings on gas and decreased emissions equal large overall savings. The majority of the County's heavy work fleet, like dump trucks and graders, have already gone to a bio-diesel blended fuel.

The County has also started building new buildings with the highest practical level of design, insulation and materials according to LEED certification guidelines. Unlike the new vehicle procurement policies, this does cost more upfront, but returns on the investment through decreased energy costs make up for this within 5-years. He stated that Maricopa County plans to lead the nation in environmentally responsible government policies, while actually saving money.

Chairman Kunasek announced that the customary reception held each year for the incoming chairman has been cancelled this year in acknowledgment of the financial challenges facing County government.

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He closed with the thought that nothing about this year is going to be "business as usual" and declared his "confidence in this Board and the County's outstanding staff to make ends meet." He added, "That's our job, that's what the people expect of us, and that's what we'll do."

**MARICOPA COUNTY BUSINESS MEETING**

The Board may vote to recess into an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. §38-431.03(A)(3).

**STATUTORY HEARINGS**

**Clerk of the Board**

**1. PUBLIC HEARING – LIQUOR LICENSE APPLICATIONS**

Pursuant to A.R.S. §4-201, Chairman Kunasek called for a public hearing on the following liquor license applications. This hearing will determine the recommendation the Board of Supervisors will make to the State Liquor Board to grant or deny the license. The Clerk announced that the applicant for applications c, d, e, f, g, h, asked for a continuance to the January 16, 2008, meeting.

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley and seconded by Supervisor Wilson, to recommend approval of liquor license applications a and b.

- a. Application filed by Carl A. Bradshaw for a Special Event Liquor Licenses: (F23221) (F23249)

Business Name:	Our Lady of Lourdes Parish Men's Club
Location:	14818 W. Deer Valley Drive, Sun City West 85375
Date/Time:	February 5, 2008 (SELL809)
Date/Time:	March 4, 2008 (SELL810)
Date/Time:	April 1, 2008 (SELL811)
Date/Time:	April 26, 2008 (SELL812)
Date/Time:	May 6, 2008 (SELL813)

- b. Application filed by Michael Robert Thomas for a Person-to-Person Transfer of a Series 6 Liquor License from Duane Edward Loose: (MCLL6252) (AZ#06070112)

Business Name:	Gavilan Peak Sports Bar & Grill
Location:	46639 N. Black Canyon Hwy, #344, New River 85087

Motion to approve applications a and b carried by majority vote (4-1) with Supervisors Stapley, Kunasek, Wilson and Wilcox voting "aye" and Supervisor Brock voting "nay."

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley and seconded by Supervisor Wilson, to continue items applications c, d, e, f, g and h to the January 16<sup>th</sup> meeting.

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- c. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/Viewpoint Cafe: (MCLL6254) (AZ#07070507)

Business Name: Mojoes  
Location: 10502 W. Thunderbird Boulevard, Sun City 85351

- d. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/South Grill & Deli: (MCLL6255) (AZ#07070508)

Business Name: Mojoes  
Location: 11000 N. 103<sup>rd</sup> Avenue, Sun City 85351

- e. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/Lake West Snack Shop: (MCLL6256) (AZ#07070509)

Business Name: Mojoes  
Location: 10433 W. Talisman Road, Sun City 85351

- f. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/Riverview Snack Shop: (MCLL6274) (AZ#07070510)

Business Name: Mojoes  
Location: 16401 N. Del Webb Boulevard, Sun City 85351

- g. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/Willowcreek Grill: (MCLL6258) (AZ#07070512)

Business Name: Mojoes  
Location: 10600 Boswell Boulevard, Sun City 85373

- h. Application filed by Douglas Ronald Bratsch for a Person-to-Person Transfer of a Series 7 Liquor License from Guy B. Sromek/North Grill & Deli: (MCLL6259) (AZ#07070511)

Business Name: Mojoes  
Location: 12650 N. 107<sup>th</sup> Avenue, Sun City 85351

Motion to continue applications c, d, e, f, g and h to January 16, 2008, carried unanimously (5-0).

**Transportation**

**2. ROAD DECLARED (ROAD FILE NO. A346)**

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and carried unanimously (5-0) to approve petitions to open and declare the following road into the county highway system. This action will serve as notice of the Board of Supervisors' acceptance of all U.S. Patent easements, reservations, rights-of-way or properties along the alignments into the

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Maricopa County highway system and will also authorize the maintenance and acquisition of the necessary rights-of-way through donation, purchase, or condemnation. (C6408102000)

**RESOLUTION**

**WHEREAS**, pursuant to A.R.S. §28-6701, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

A 60 foot wide roadway lying in Section 35 – T6N, R3E of the G&SRB&M, Maricopa County, Arizona, and lying 30 feet on each side of the following described line:

COMMENCING at the Northeast corner of the W2 S2 NW4 of said Section 35; thence South, along the East line of said W2 S2 NW4 and the W2 N2 N2 SW4 of said Section 35 to the South right-of-way line of Old New River Road. said alignment is also known as 26<sup>TH</sup> Street ( Old New River Road to Carlise Road) lying within Supervisor District No.3.

**WHEREAS**, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Arizona Business Gazette; and

**WHEREAS**, no objections to the establishment, opening and declaration of said highway have been filed; and

**WHEREAS**, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

**NOW, THEREFORE, BE IT RESOLVED** that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

**BE IT FURTHER RESOLVED** that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

**BE IT FURTHER RESOLVED** that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

**BE IT FURTHER RESOLVED** that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

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**DATED** this 2<sup>nd</sup> day of January 2008.

/s/ Andrew Kunasek, Chairman of the Board

**ATTEST:**

/s/ Fran McCarroll, Clerk of the Board

**ROAD DECLARED (ROAD FILE NO. A347)**

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and carried unanimously (5-0) to approve petitions to open and declare the following road into the county highway system. This action will serve as notice of the Board of Supervisors' acceptance of all U.S. Patent easements, reservations, rights-of-way or properties along the alignments into the Maricopa County highway system and will also authorize the maintenance and acquisition of the necessary rights-of-way through donation, purchase, or condemnation. (C6408091000)

**RESOLUTION**

**WHEREAS**, pursuant to A.R.S. §28-6701, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

The East 50 feet of the West 698.95 feet of Lots 9, 10, 11 and 12 of "Orange Valley East" a subdivision recorded in Book 20 of Maps, Page 49 and lying within Section 16 - T1S, R2E, of the G&SRB&M, Maricopa County, Arizona.

(Said roadway alignment also known as 44<sup>th</sup> Avenue from one quarter mile south of Carver Road to Carver Road, located in Supervisor District 5.)

**WHEREAS**, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Arizona Business Gazette; and

**WHEREAS**, no objections to the establishment, opening and declaration of said highway have been filed; and

**WHEREAS**, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

**NOW, THEREFORE, BE IT RESOLVED** that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

**BE IT FURTHER RESOLVED** that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

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**BE IT FURTHER RESOLVED** that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

**BE IT FURTHER RESOLVED** that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

**DATED** this 2<sup>nd</sup> day of January 2008.

/s/ Andrew Kunasek, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

**ROAD DECLARED (ROAD FILE NO. A348)**

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and carried unanimously (5-0) to approve petitions to open and declare the following road into the county highway system. This action will serve as notice of the Board of Supervisors' acceptance of all U.S. Patent easements, reservations, rights-of-way or properties along the alignments into the Maricopa County highway system and will also authorize the maintenance and acquisition of the necessary rights-of-way through donation, purchase, or condemnation. (C6408102000)

**RESOLUTION**

**WHEREAS**, pursuant to A.R.S. §28-6701, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

Various roadway alignments, together with all appurtenant rights, being of varying widths lying within the East half of Section 24 – T4N, R1W of the G&SRB&M, Maricopa County, Arizona, being more particularly described as follows;

Harmony Lane

The South 20 feet of the North half of the South half of the Northeast quarter said Section 24, and the North 20 feet of the South half of the South half of the Northeast quarter of said Section 24;

Rose Garden Lane

The South 40 feet of the Northeast quarter of said Section 24 and the North 40 feet of the Northwest quarter of the Southeast quarter of said Section 24;

119<sup>th</sup> Avenue

The West 40 feet of the Northwest quarter of the Southeast quarter of said Section 24 and the West 40 feet of the South half of the South half of the Northeast quarter of said Section 24;

118<sup>th</sup> Avenue

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The East 25 feet of the West half of the Northwest quarter of the Southeast quarter of said Section 24 and the West 25 feet of the East half of the Northwest quarter of the Southeast quarter of said Section 24;

117<sup>th</sup> Avenue

The East 20 feet of the South half of the Southwest quarter of the Northeast quarter of said Section 24 and the West 20 feet of the South half of the Southeast quarter of the Northeast quarter of said Section 24;

(Said roadway's also known as Harmony Lane, from 119<sup>th</sup> Avenue to 115<sup>th</sup> Avenue; Rose Garden Lane, from 119<sup>th</sup> Avenue to 115<sup>th</sup> Avenue; 119<sup>th</sup> Avenue, from Sun Valley Lane to Harmony Lane; 118<sup>th</sup> Avenue, from Sun Valley Lane to Rose Garden Lane and 117<sup>th</sup> Avenue, from Rose Garden Lane to Harmony Lane, located in Supervisor District 4.)

**WHEREAS**, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Arizona Business Gazette; and

**WHEREAS**, no objections to the establishment, opening and declaration of said highway have been filed; and

**WHEREAS**, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

**NOW, THEREFORE, BE IT RESOLVED** that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

**BE IT FURTHER RESOLVED** that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

**BE IT FURTHER RESOLVED** that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

**BE IT FURTHER RESOLVED** that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

**DATED** this 2<sup>nd</sup> day of December 2008.

/s/ Andrew Kunasek, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board



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**ROAD DECLARED (ROAD FILE NO. A349)**

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and carried unanimously (5-0) to approve petitions to open and declare the following road into the county highway system. This action will serve as notice of the Board of Supervisors' acceptance of all U.S. Patent easements, reservations, rights-of-way or properties along the alignments into the Maricopa County highway system and will also authorize the maintenance and acquisition of the necessary rights-of-way through donation, purchase, or condemnation. (C6408093000)

**RESOLUTION**

**WHEREAS**, pursuant to A.R.S. §28-6701, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

An 80 foot roadway, together with all appurtenances and easements of record, lying within Section 14, T5N, R3W, of the G&SRB&M, Maricopa County, according to Docket 1928, page 440-441, said roadway being more particularly described as follows:

The Eastt40 feet of the Northeast quarter of the Northwest quarter said Section 24, and the West 40 feet of the Northwest quarter of the Northeast quarter of said Section 24;

(Said roadway also known as 223<sup>rd</sup> Avenue, from Ocupado Drive to Dove Valley Road, located in Supervisor District 4.)

**WHEREAS**, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Arizona Business Gazette; and

**WHEREAS**, no objections to the establishment, opening and declaration of said highway have been filed; and

**WHEREAS**, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

**NOW, THEREFORE, BE IT RESOLVED** that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

**BE IT FURTHER RESOLVED** that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

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**BE IT FURTHER RESOLVED** that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

**BE IT FURTHER RESOLVED** that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

**DATED** this 2<sup>nd</sup> day of January 2008.

/s/ Andrew Kunasek, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

**CHAIRMAN'S PREROGATIVE**

Chairman Kunasek belatedly recognized a friend and supporter of the County in the audience and introduced Jerry Aster, a member of the Planning Commission and a former Parks Commission Board Member.

**3. SUMMER MESA IRRIGATION WATER DELIVERY DISTRICT**

Pursuant to A.R.S. §48-3423, Chairman Kunasek convened the scheduled public hearing and called those registering to speak to come forward regarding the formation petitions for the proposed Summer Mesa Irrigation Water Delivery District, filed on November 13, 2007. These petitions have been determined to have been signed by a majority of the owners of the acreage within the proposed district (the Assessor's certification is on file in the office of the Clerk).

Any land owner within the proposed district may appear and object to the organization thereof, or to the proposed boundaries thereof, or to the inclusion of his land therein. The Board will hear and consider all comments in favor and against the organization of the district and decide whether to approve or reject the organization of the district with the boundaries proposed in the petition or with modified boundaries.

If the Board decides to proceed with the organization of the district the Clerk is directed to publish and post notice describing the boundaries and fix a date in which written protest against the organization may be filed by owners of a majority of the acreage within the district. If no protest is filed, or if one is filed and found insufficient, an order establishing the district shall be entered and will include the appointment of the three trustees of the district as set forth in the impact statement. (C0608043700) (ADM4385)

Those registering to speak in favor of the District were Dan Maley and Scott Grainger, with Joanie Thom speaking in opposition to the District's formation. All are residents in the subdivision. The Clerk announced that two letters have been received from property owners asking to opt-out of the District.

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Ms. Thom asked two things of the Board, 1) obtain certification that the current system is in good working order and free from leaks, tree roots, etc.; and, 2) that her property be excluded from the District. She felt that additional residents would come forward asking to be excluded.

Victoria Mangiapane was asked to give her legal opinion to this and possible future exclusions. She said that in the formation of this district, property owners may ask to be excluded and it is at the Board's discretion to include or exclude certain properties.

Supervisor Wilcox asked if a property owner could opt-out after the District is formed. Ms. Mangiapane replied that this is possible and the Board would determine the status for each request. She added that those who are excluded would not use the system or have access to it, and they would not be taxed.

Ms. Thom did not agree with this opinion and asked if opting out would interrupt the contractual obligation between the water supplier, which is Salt River Project (SRP), and the individual landowner. Ms. Mangiapane replied that once the District is created it is the District that is providing the water service. She believed that this service and maintaining the service apparatus is the purpose of creating a district and is the intent of the majority of landowners. Discussion ensued on the need for an organized district.

Supervisor Stapley explained that you cannot sever water rights from the land, and likened the problem to providing wire and electricity to a home through a grid and allowing a person in that grid to use the power but not pay for it. He added that the water would be there and Ms. Thom would have the right to use the water but she would purchase it from SRP and not from the District like other homeowners. However, he felt that all should be included in the District as the concept behind forming a district is to create a whole so it can collectively be maintained and repaired as needed to benefit the whole. He said that the current delivery system needs upgrades as a whole and not piece-meal and all who receive water through the upgraded system need to share equally in the cost of maintaining that system. He added that the system is part of the subdivision and perhaps, if the property owner is at the very end of the line, and they agreed not to use the water system to deliver their water, that could make a difference.

Dan Maley spoke in favor of the District, saying a large majority of property owners want a district and of the two who object, one has never contributed to the maintenance of the system and has been subsidized by the remaining property owners who do pay their share. He said the function of the District's Board of Directors would be to strictly maintain the grid work already in place to keep it running properly.

Scott Grainger, HOA and a licensed engineer, spoke to opting-out believing that the only ones who could opt-out would be those who are at the absolute end of one of the pipes in the system. He said, "If they are using the water they need to pay for the maintenance of the system that delivers it." He said the District won't sell the water but would deliver it. He added, "Water rights are not being interrupted, they are free to pay SRP for the water and take a bucket down to the canal and get all the water they want. But if they take the water through the piping system in place then they need to pay for the maintenance of the pipes by being in the District."

Supervisor Stapley said he believed it should be the District's decision, rather than the County's, on who could or couldn't opt out or in if they live at the end of the pipeline, but in forming the

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District he felt it only fair to everyone to include all landowners in the subdivision who use the system and they all should support it.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and carried unanimously (5-0) to form the proposed Summer Mesa Irrigation Water Delivery District.

**IN THE MATTER OF THE ORGANIZATION OF  
SUMMER MESA IRRIGATION WATER  
DELIVERY DISTRICT NO. 50**

**ORDER OF DISTRICT ORGANIZATION**

**WHEREAS**, an impact statement was presented to the Board of Supervisors pursuant to A.R.S. §48-261 and 48-263, proposing the organization of the Summer Mesa Irrigation Water Delivery District; and

**WHEREAS**, the impact statement contained a legal description of the boundaries of the proposed district; accurate map of the proposed district; an estimate of the assessed valuation within the proposed district, an estimate of the change in property tax liability, a list and explanation of benefits and injuries that will result from the proposed district, the names, addresses, and occupations of the proposed members of the organizing Board of Directors; and a description of the scope of services to be provided by the district during the first five years of operation; and

**WHEREAS**, the proposed district includes property located within an incorporated city and the governing body of the City of Mesa has by ordinance or resolution endorsed such creation; and

**WHEREAS**, land included in the proposed district is included within SRP, an agricultural improvement district, which has given consent in writing of such district; and

**WHEREAS**, the Board of Supervisors determined the creation of the district will promote public health, comfort, convenience, necessity or welfare and approved the impact statement at a hearing held on August 22, 2007, and circulation of petitions was authorized; and

**WHEREAS**, petitions were presented pursuant to A.R.S. § 48-3422, proposing the organization of the Summer Mesa Irrigation Water Delivery District; and

**WHEREAS**, a public hearing was held regarding the petitions on January 2, 2008, and the Board heard and considered those persons appearing in favor of and against the proposed district; and

**WHEREAS**, the petitions were signed by a majority of the owners of the acreage within the proposed district; and

**WHEREAS**, the Board of Supervisors declared its intent to organize the district with the boundaries proposed in the petition; and

**WHEREAS**, no written protest against the organization of the district was filed by the owners of a majority of the acreage within the district pursuant to A.R.S. § 48-3424; and

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**IT IS THEREFORE ORDERED** that the said Summer Mesa Irrigation Water Delivery District is hereby declared organized; and

**IT IS FURTHER ORDERED** that Scott Grainger, Dan Maley and Jim Fiedler are hereby appointed as the Board of Trustees to serve until the first biennial election and until their successors are elected and qualified.; and

**IT IS FURTHER ORDERED** that the boundaries of the said Summer Mesa Irrigation Water Delivery District be declared as follows:

Summer Mesa Subdivision as described in complete detail in Book 140, Map 48 of Maps and Plats, Maricopa County, AZ, Lots 1 through 73 and the property located at 4133 E Edgewood Circle, Mesa, AZ (Maricopa County Assessor Parcel # 140-48-004-L).

**DATED** this 6<sup>th</sup> day of February 2008.

/s/ Andy Kunasek, Chairman of the Board

**ATTEST:**

Lori Pacini, Deputy Clerk of the Board

**4. TEMPE COUNTY ISLAND FIRE DISTRICT**

Pursuant to A.R.S. §48-851, Chairman Kunasek convened the scheduled public hearing and called forward those registering to speak regarding the formation request for the proposed Tempe County Island Fire District, located in the City of Tempe Municipal Planning Area.

The Board will hear those who appear for and against the proposed district and shall determine whether the creation of the district will promote public health, comfort, convenience, necessity or welfare. If the Board of Supervisors determines that the public health, comfort, convenience, necessity or welfare will be promoted, it shall approve the district formation request and authorize the persons proposing the district to circulate petitions.

The revised map and list of proposed organizing board members are on file in the office of the Clerk of the Board. (C0608045700) (ADM4453)

Those wishing to speak in favor of creating this proposed fire district included Peggy Wright, Sharlan Pierce, Robert Pierce, Hazel Watkins, Natalie Martinez, David Hooever, and Victor Zarachenko.

Peggy Wright asked for approval of this district to protect people and their property from fire or other calamity. When formed, the district will provide needed and long awaited fire services to protect the County islanders.

Natalie Martinez is a property owner of a business, Optimistic Development, where a fire broke out on May 28, 2007, wherein she lost a majority of that business and is now in jeopardy of losing her business license. She said that a Tempe Fire Station is located very near her business. She called several fire stations and while waiting their arrival battled it herself and used five fire extinguishers before realizing that her call was not being answered. She said that Rural Metro

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had asked Tempe Fire to stand down. It took Rural Metro 14 minutes to arrive as they came all the way from Paradise Valley to her location in Tempe. They have since sent her a bill for \$150,900 for service to a non-subscriber. The fire station in Tempe currently serving her is not nearby and said that "on a good day it would take 30 minutes for us to get to your site." She said she has several businesses in different towns in Maricopa County and had thought that paying her taxes would provide emergency services. As it is, she felt they really must form their own fire district.

Victor Zarachenko felt that being so far from emergency services could make it difficult and/or expensive to obtain insurance coverage on homes or business properties. He said it is a necessity for County residents to have fire insurance as soon as possible.

The Clerk said her office had received a letter from Princess Land and Investment Company two days ago that indicates they are covered by Rural Metro and do not favor a district. She added that there is a statutory provision that prohibits property owners from forming a district if there is fire coverage within the area.

Ms. Mangiapane agreed that there is a provision that there can be no private provider in the area at the time a district is formed. She said there has not been time to investigate this and recommended the hearing be continued.

Hazel Watkins said they do have a contract with Rural Metro and they have to pay for that service whether fire trucks can get to their property in time to service them or not. If they don't pay it they can get billed \$150,000 just as Ms. Martinez was.

Supervisor Stapley said that today's agenda item simply allows residents to begin collecting signatures on their petitions and he saw no reason not to approve this step while the investigation is going on. Ms. Mangiapane agreed but warned that it may have to be done over if any changes have to be made to their original request because of Rural Metro coverage. Discussion ensued on this question.

Motion was made by Supervisor Brock, seconded by Supervisor Stapley, and carried unanimously (5-0) to allow petitions to be circulated for signatures to determine interest in forming the Tempe County Island Fire District.

**AGENCY ITEMS AND STATUTORY MATTERS**

**COUNTY OFFICERS**

**Clerk of the Board**

**5. AMEND FRANCHISE PREVIOUSLY GRANTED TO BALTERRA SEWER CORPORATION**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to grant Balterra Sewer Corporation (applicant) its request to eliminate the Certificate of Assured Water Supply (CAWS) requirement as a condition for validation of its Public Service Franchise previously granted by the Board of Supervisors on June 21, 2006. As a condition of the franchise, the applicant was required to acquire, within six months, a Certificate of Convenience and Necessity (CC&N) from the Corporation Commission of the State of Arizona

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and a Certificate of Assured Water Supply (CAWS) from the Arizona Department of Water Resources. At the time of issuance, it was the Board's policy to require the applicant to procure both a CC&N and CAWS within a six month time frame. The Board no longer requires a Certificate of Assured Water Supply as a condition of a Public Service Franchise. Therefore, staff recommends granting the applicant's request to eliminate the requirement of the CAWS from the Arizona Department of Water Resources. (C0608054700) (F23205)

**County Attorney**

**6. VEHICLE EXEMPT FROM COUNTY MARKINGS**

Pursuant to ARS §38-538.03 and §28.2511, motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve the issuance of non-governmental license plates and exemption from markings, five vehicles: #52817, #52818, #52819, #52820, and #52821) for the purpose of investigative activities. The vehicles were procured through standard County vehicle replacement procedures and are replacing current vehicles with undercover plates. Exemptions granted remain in effect for a period of one year. A detailed cross-referenced list of vehicle identification numbers is kept on file with the Clerk of the Board. (C1908037800) (ADM3101)

**Sheriff**

**7. APPROPRIATION ADJUSTMENT AND ONE-TIME ADDITIONS TO SHERIFF'S FLEET OF VEHICLES**

Pursuant to A.R.S. §42-17106, motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve an appropriation adjustment as follows: reduce the Sheriff's Office FY 2007-08 Fund (100) revenue and expenditure appropriation by \$1,043,717 (\$1,656,244 annualized). These adjustments are precipitated by the October 13, 2007 dissolution of the Agreement for Captain Service and subsequent Addition to Staff with the City of El Mirage.

Also approve five one-time additions to the Sheriff's fleet of five vehicles purchased for contracted service delivery (#11657, #11658, #11659, #11660, and #11661). Operational costs will be funded within the Sheriff's Office budget and no vehicle replacement cost is associated with these vehicles since they will automatically be removed from MCSO fleet at the end of their useful lives with no funding from the general fund for their replacement.

On May 17, 2006, the Board approved entering into an Addition to Staff under the Agreement for Law Enforcement Captain Services between the City of El Mirage and the County. In July 2007, the Sheriff's Office accepted the City's 90-day written notice to terminate the agreement. (C5006031203) (ADM3900-003) (ADM3104)

**8. INCREASE IN EXPENDITURE AUTHORITY TO THE SHERIFF'S INMATE SERVICES**

Pursuant to A.R.S. §42-17106, motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to transfer expenditure authority in the amount of \$4,000,000 from Non-departmental (470) Non-departmental Grant Fund (249) to the Sheriff's Office (500) Sheriff's Inmate Services Fund (252). The Sheriff's Office has accumulated a significant fund balance and plans to use additional expenditure authority to fund a portion of the

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food program, video visitation and similar technical system maintenance costs, and other charges currently residing in the detention fund that can be otherwise appropriately charged to Inmate Services. Fund balance will be carefully monitored to ensure that it does not become overburdened with continuing costs. (C5008030800) (ADM3900-003)

**9. IGA WITH ARIZONA STATE PARKS BOARD**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve Intergovernmental Agreement (IGA), PR08-189, between the Arizona State Parks Board (ASPB) and the Maricopa County Sheriff's Office to cooperatively provide effective trail, Off-Highway Vehicle (OHV) and recreation management across the State of Arizona. The funding for this program will be from ASPB administered monies from Federal Recreational Trails Program, OHV Recreational Fund, and/or Heritage Fund. This amount could be from \$0 to an estimated \$500,000 over a five-year period, depending on number of work orders issued to Maricopa County. The Sheriff's Office indirect cost rate for FY 2007-08 is 11.7%. Unrecoverable indirect costs associated with this grant are estimated to be \$33,175.

The term of this agreement is for five years after the last signature date and is renewable for one additional five-year term by approved addendum. Either party upon 60 days written notice may terminate this agreement. The State Parks Board will issue a Work Order for each specific enforcement detail requested throughout the term of this agreement.

Also approve an increase to the Sheriff's Office grant fund (251) revenue and expenditure appropriations for FY 2007-08 by \$25,000. These revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C5008541200)

**10. RECONCILIATION APPROPRIATION INCREASE IN REVENUES AND EXPENDITURES**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve a mid-year reconciliation appropriation increase in revenues and expenditures to the Sheriff's Office FY 2007-08 Grant Fund (251) in the amount of \$1,816,790. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditure of these revenues is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. Grant awards and applications have been and will continue to be processed and approved by the Board according to County Policy. The FY 2007-08 adopted budget for the Sheriff's Office Grant fund was based on estimates from January 2007. The annual mid-year reconciliation of actual awards compared with budgeted amounts and new grant award amounts indicates the need to increase the 07-08 expenditure authority for the Sheriff's Office Grant Fund (251). The Sheriff's Office Grant Fund FY 2007-08 appropriation for revenue and expenditures was \$5,084,102. An appropriation adjustment of \$1,816,790 is required to reconcile the projected variance in revenues and expenditures. If approved, the new Sheriff's Grant Fund (251) appropriation for revenue and expenditures will be \$6,900,892. (C5008542300) (ADM3900-003)

**Treasurer**



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**11. COUNTY TREASURER'S STATEMENT OF COLLECTIONS AND INVESTMENT**

Pursuant to A.R.S. §11-501, motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to receive the Treasurer's Statement of Collections and Investment summary reports for November 2007 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM4006) (C4308011700)

**TRIAL COURTS**

**Adult Probation**

**12. ACCEPT GRANTS AND OTHER REVENUES FOR ADULT PROBATION DEPARTMENT OF THE JUDICIAL BRANCH**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to accept the FY 2007-08 grants and other associated revenues for the Adult Probation Department of the Judicial Branch. The indirect cost rate as of July 2007, is 9.8% as approved by the Department of Finance. Most of the grants for FY 2007-08 do not allow the indirect cost recovery, as reflected in the funding agreements. The status of indirect costs for each grant is noted on the attached summary sheets. For FY 2007-08 we anticipate accepting fifteen new awards for Grants Fund revenue of \$4,546,837.00 and carrying over Grants Fund revenue balances of \$30,635.00 on four previously accepted awards. On the new awards, indirect costs on eligible expenditures are estimated to be \$426,684.69 with \$64,957.70 of indirect costs recoverable and \$361,726.99 unrecoverable.

In addition, approve an increase to the Adult Probation Grant Fund (211) revenue and expenditure appropriation in the amount of \$323,299. This increase is necessary because actual grant funding to be received is more than anticipated and budgeted.

Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditure of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C1108006300)

**Superior Court Judges and Commissioners**

**13. ACCEPT GRANTS AND ASSOCIATED REVENUE FOR THE TRIAL COURTS DEPARTMENT OF THE JUDICIAL BRANCH**

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and carried unanimously (5-0) to accept the FY 2007-08 grants and associated revenue for the Trial Courts Department of the Judicial Branch in the amount of \$1,681,281 total. The indirect costs (based upon a rate of 38.0% certified by the Dept of Finance) of \$628,793 are not fully recoverable from the funding, as most of the grants for FY 2007-08 do not allow for indirect cost recovery. Grant revenues are not local revenues for the purpose of constitutional expenditure limitation, and, therefore, expenditure of these revenues is not prohibited by the budget law. (C3808009300)

**DEPUTY COUNTY MANAGER**

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**Management and Budget**

**14. TRANSFER OF APPROPRIATED EXPENDITURE AUTHORITY FROM VARIOUS FUNDS**

Pursuant to A.R.S. §42-17106(b), motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve the transfer of appropriated expenditure authority from various departments and funds to Non-Departmental (470), General Fund (100), Detention Fund (255) and Non-Departmental Grants Fund (249), respectively, to a Reserved Contingency Item "Reserve for Forecasted Revenue Shortfall." These appropriated budget transfers implement administrative budget reduction plans submitted by departments as requested by the Board of Supervisors in the FY 2007-08 Budgeting for Results Budget Balancing Plan (C4908017800, approved November 14, 2007). The Budgeting for Results Budget Balancing Plan will be found at the end of this set of Minutes. (C4908026800) (ADM1825)

**Public Health**

**15. AMENDMENTS TO IGAs FOR SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES**

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve the following:

- a. Amendment No. 2 to Intergovernmental Agreement (IGA) No. C8607407200 with the Laveen Elementary School District to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment provides additional funds to the Laveen Elementary School District in the amount of \$4,000 and is effective upon execution by both parties. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. (C8607407202)
- b. Amendment No. 1 to Intergovernmental Agreement (IGA) No. C8607413200 with the Scottsdale Unified School District to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. This amendment is effective upon execution by both parties and exercises the option in the agreement per Section 1, paragraph 24 to extend the agreement for a one year period starting upon full-execution of the agreement to May 1, 2008. This amendment also provides additional funds to the Scottsdale Unified School District in the amount of \$40,500 for the budget period July 1, 2007 through May 1, 2008. This agreement is covered under Section MC1-1001 of the Maricopa County Procurement Code. (C8607413201)

**16. AGREEMENT WITH REMUDA RANCH CENTER FOR ANOREXIA AND BULIMIA, INC. FOR CLINICAL NUTRITION TRAINING EXPERIENCE**

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve the Affiliation Agreement with Remuda Ranch Center for Anorexia and Bulimia, Inc. and the Department of Public Health to provide clinical nutrition training experience for graduate students in the dietetic internship at the Department of Public Health

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Office of Nutrition Services. The agreement is non-financial, and the term is from October 1, 2007 through June 30, 2012. (C8608034000)

**17. STUDENT ROTATION TRAINING AGREEMENT WITH THE BOARD OF TRUSTEES OF ILLINOIS STATE UNIVERSITY FOR TRAINING EXPERIENCE**

Motion was made by Supervisor Stapley, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve the Affiliation Agreement entitled "Student Rotation Training Agreement" with the Board of Trustees of Illinois State University and the Department of Public Health to provide training experience for Illinois State University (ISU) students in the Department of Public Health Office of Health Promotion and Education. The agreement is non-financial, and is effective from January 1, 2008 until June 30, 2012. (C8608050000)

**ASSISTANT COUNTY MANAGER – JUSTICE PLANNING AND INFORMATION**

**Medical Examiner**

**18. AGREEMENT FOR CLINICAL EDUCATION LEARNING EXPERIENCES**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve a non-financial Agreement C2908005000 between Catholic Healthcare West (CHW), a California nonprofit public benefit corporation d.b.a. St. Joseph's Hospital and Medical Center and the Maricopa County Office of the Medical Examiner (OME) to allow CHW residents and/or medical students to participate in clinical education learning experiences through OME. This agreement is non-financial and will be effective upon Board approval with an expiration date of November 14, 2009. (C2908005000)

**19. AGREEMENT FOR MEDICAL PATHOLOGY CLINICAL EDUCATION TRAINING**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve non-financial agreement C2908006000, between A.T. Still University of Health Services, d.b.a. Kirksville College of Osteopathic Medicine and the Maricopa County Office of the Medical Examiner (OME) to provide medical students with medical pathology clinical education training through OME. This agreement is non-financial and will be effective upon Board approval with an expiration date of May 31, 2010. (C2908006000)

**20. AGREEMENT WITH WESTAT FOR DATA ON DRUG-RELATED DEATHS**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve a financial affiliation agreement between Westat and the Maricopa County Office of the Medical Examiner (OME) through the Drug Abuse Warning Network (DAWN) to provide data on drug-related deaths that have been reviewed by the medical examiner staff. OME will be compensated an incentive payment of \$0.60 per file reviewed and \$3.00 per DAWN case reported. Payments will be made monthly for all data submitted in the previous month. This payment is above and beyond the \$500 annual incentive payment for providing access to records requiring review for DAWN. This agreement will be effective upon Board approval with an expiration date of October 30, 2009. (C2908007000)

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**ASSISTANT COUNTY MANAGER – COMMUNITY SOLUTIONS AND INNOVATION**

**Human Services**

**21. AMENDMENT TO IGA WITH CITY OF PHOENIX COMMUNITY ECONOMIC DEVELOPMENT DEPARTMENT FOR A WORKFORCE INVESTMENT ACT PARTNERSHIP**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve Amendment No. 2 to the cost-sharing Intergovernmental Agreement (IGA) between the City of Phoenix Community Economic Development Department and the Maricopa County Human Services Department to establish a Workforce Investment Act (WIA) Partnership. The period of performance is from January 1, 2008 to June 30, 2008. The total cost will not exceed \$125,000. This contract does not contain any County general funds. (Subject to the review and approval of Materials Management) (C2207065202)

**22. AMENDMENT TO CONTRACT WITH ARIZONA CALL-A-TEEN YOUTH RESOURCES, INC.**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve Amendment No. 7 to Contract C2207073100 between Arizona Call-A-Teen Youth Resources, Inc. and Maricopa County Human Services Department. This amendment incorporates the carry-over numbers from program year 2006-2007, which were inadvertently omitted. All other terms and conditions of this contract shall remain unchanged. (Subject to the review and approval of Materials Management) (C2207073107)

**23. AMENDMENT TO CONTRACT WITH CENTRAL ARIZONA SHELTER SERVICES (CASS)**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve Amendment No. 1 to Contract C22080901, between the Department and Central Arizona Shelter Services and Maricopa County Human Services, to increase funding in the amount of \$72,000. This Amendment is effective for the contract period of July 1, 2007 through June 30, 2008. (Subject to the review and approval of Materials Management) (C2208090101)

**Research & Reporting**

**24. INTERGOVERNMENTAL AGREEMENT WITH THE GOVERNOR'S OFFICE FOR CHILDREN, YOUTH, & FAMILIES, DIVISION FOR SCHOOL READINESS**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve and execute an intergovernmental agreement (IGA) between the Governor's Office for Children, Youth, & Families, Division for School Readiness (GOCYF) and the Maricopa County Office of Research and Reporting (R&R) in the amount of \$50,000 to conduct research related to Child Care Compensation and Credentialing.

Also approve the transfer of revenue and expenditure authority between the Non-Departmental (470) Grants Fund (249) and Researching and Reporting (460) General Fund (100). This action will require an expenditure and revenue appropriation adjustment decreasing the FY 2007-08 Non-Departmental Grants fund by \$50,000 and increasing the FY 2007-08 Research and Reporting Fund (100) by \$50,000.

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The term of this agreement is three months beginning November 1, 2007, and ending January 31, 2008. (C4608001200)

**CHIEF FINANCIAL OFFICER**

**Animal Care & Control**

**25. APPLY AND ACCEPT GRANT FUNDS FROM THE ARIZONA COMPANION ANIMAL SPAY AND NEUTER COMMITTEE**

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and carried unanimously (5-0) to approve the application and acceptance of grant funds from the Arizona Companion Animal Spay and Neuter Committee, in the amount of \$10,000. These grant funds are for the Uno por Uno Spay/Neuter Project. Authorize the Chairman to sign all documents related to these grant funds. The grant funds may be expended for indirect costs which may be incurred by Maricopa County Animal Care & Control (MCACC) or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has calculated MCACC's composite indirect cost rate at 11.8%. The recoverable indirect cost of administering this grant is \$1,180. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditure of the funds is not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. The term of the grant is from December 7, 2007 through October 1, 2008. (C7908061300)

**26. KENNEL PERMIT**

Pursuant to A.R.S. §11-1009, motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and carried unanimously (5-0) to approve the following kennel permits. The cost of each kennel permits is \$328:

- a. Manuel Diaz, d.b.a. Manuel Diaz Kennels, located at 602 E. Cody Drive, Phoenix AZ 85040, for the term of December 19, 2007 through December 18, 2008, permit #440. (C7908052C00) (ADM2304)
- b. Dean and Hollie Schwandt, d.b.a. Red Rock Ranch, located at 3603 S. Citrus Road, Goodyear AZ 85338, for the term of January 16, 2008 through January 15, 2009, permit #429. (C7908054C00) (ADM2304)
- c. Yolanda Martin, d.b.a. My Song Pekinese Park, located at 3221 W. Alice Avenue, Phoenix AZ 85051, for the term of January 16, 2008 through January 15, 2009, permit #295. (C7908057C00) (ADM2304)

**27. KENNEL PERMITS RENEWALS**

Pursuant to A.R.S. §11-1009 motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and carried unanimously (5-0) to approve the following kennel permit renewals, for the term of December 19, 2007 through December 18, 2008. The cost of each kennel permit is \$328. Total for the three permits is \$1,033:

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- a. Jessie Disney Diaz, d.b.a. Diaz Kennels, located at 876 W. Harvard Avenue, Gilbert AZ 85233, permit #433. (C7908053C00) (ADM2304)
- b. Philip Benway, d.b.a. Benway Kennels, located at 7327 N. 181st Avenue, Waddell AZ 85355, permit #411. In addition, Benway Kennels had a return trip charge of \$49. (C7908053C00) (ADM2304)
- c. Howard Marshall, d.b.a. Marshall Kennels, located at 6102 W. Dobbins Road, Laveen AZ 85339, permit #431. (C7908053C00) (ADM2304)

**28. DONATIONS**

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and carried unanimously (5-0) to approve and accept the following donations:

- a. Monetary donation from Anupama Venkatabalaji of Mesa, AZ in the amount of \$250, Phoenix Animal Care Coalition of Phoenix, AZ in the amount of \$308, and Best Friends Animal Society of Kanab, UT in the amount of \$799.46 for the care of the animals. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C7908055700) (ADM2300-006)
- b. Restricted monetary donation from PETCO Foundation of San Diego, CA in the amount of \$10,000 for the 2008 Uno por Uno Project. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C7908056700) (ADM2300-006)
- c. Monetary donation from PetSmart Charities of Phoenix, AZ in the amount of \$300 for the care of the animals. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C7908059700) (ADM2300-006)
- d. SCF Arizona of Phoenix, AZ professional printing of comic books valued at \$3,297.05 for the Uno por Uno Project. (C7908060700) (ADM2300-006)

**Finance**

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**29. FUND TRANSFERS; WARRANTS**

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and carried unanimously (5-0) to approve regular and routine fund transfers from the operating funds to clearing funds including payroll, journal entries, allocations, loans, and paid claims and authorize the issuance of the appropriate related warrants. Said warrants and claims are recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and are incorporated herein by this reference.

**Materials Management**

**30. SOLICITATION SERIALS**

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and carried unanimously (5-0) to approve the following solicitation serial items. The action on the following items is subject to Civil Division's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

**Award**

- 07032-C      Air Quality Monitoring Equipment** (\$1,000,000 estimate/three years with three one-year renewal options) Price agreement to provide Air Quality Monitoring Equipment and Accessories as requested by the Air Quality Department.
- Agilaire LLC
  - American Ecotech LLC
  - Hi-Q Environmental Products Co
  - Sonoma Technology Inc.
  - Teledyne API

**Parks and Recreation**

**31. RECREATION AND PUBLIC PURPOSES ACT (LEASE RENEWAL) PERTAINING TO CAVE CREEK REGIONAL PARK**

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and carried unanimously (5-0) to approve and ratify the Recreation and Public Purposes Act (R&PP) Lease renewal of Lease AZA-17005-01 for 170 acres pertaining to Cave Creek Regional Park for a period of 25 years with an effective date of December 21, 2007. The original Lease agreement, entered into on December 7, 1982, between Maricopa County and the Department of the Interior Bureau of Land Management, will terminate on December 6, 2007. There is no financial expenditure. (C3008015400)

**ASSISTANT COUNTY MANAGER – REGIONAL DEVELOPMENT SERVICES**

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**Air Quality**

**32. AMENDMENT TO LEASE WITH CENTRAL ROOSEVELT I, LLC FOR ADDITIONAL OFFICE SPACE**

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and carried unanimously (5-0) to approve and execute Amendment No. 2 to full service Lease No. L7365 with Central Roosevelt I, LLC, Lessor, for approximately 11,300 square feet of additional office space located on the 9th Floor at 1001 N. Central Avenue, Phoenix, AZ. This amendment will adjust the total rental expense for the current lease term and amend the lease premises to include Suite 900. The additional space will be made ready by the Lessor in phases beginning on or about April 1, 2008 and ending on or about June 30, 2008. Tenant Improvements in an amount not to exceed \$250,000 and Furniture, Fixtures, and Equipment plus Telecom in an amount not to exceed \$400,000 will be expensed and absorbed within the FY 2007-08 Air Quality Budget, Fund (504). The additional rental expense for the additional leased space is as follows:

<b>YEAR</b>	<b>RATE</b>	<b>MONTHLY</b>	<b>ANNUAL</b> plus rental tax
April 1, 2008 to June 30, 2008	\$18.00/sf	\$8,475.00	\$25,425
July 1, 2008 to June 30, 2009	\$18.25/sf	\$17,185.42	\$206,225
July 1, 2009 to June 30, 2010	\$18.75/sf	\$17,656.25	\$211,875
July 1, 2010 to June 30, 2011	\$19.25/sf	\$18,127.08	\$217,525
July 1, 2011 to August 31, 2011	\$19.25/sf	\$18,127.08	\$18,127

Direct the Office of Management and Budget to increase the FY 2008-09 budget target to accommodate the annualized operating costs. (C8505007002)

**ASSISTANT COUNTY MANAGER – PUBLIC WORKS**

**Transportation**

**33. EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action. (ADM2007)

DD-10731 (GL)	Project No.: TT011 – Redberry Road – Quit-Claim Deed – Parcel No.: 219-21-005Z (a portion of) – Glen Wooden and Elizabeth Wooden - for the sum of \$10.00.
TT262.004 (DK)	Project No.: TT262 – Riggs Road and Power Road – Agreement for Right of Entry – Parcel No.: 304-90-375D, F (a portion of) – Bruno Partners and Investments – for the sum of \$100.00.

**34. AMENDMENT TO IGA WITH THE TOWN OF GILBERT AND THE CITY OF MESA FOR IMPROVEMENTS TO POWER ROAD FROM GUADALUPE ROAD TO BASELINE ROAD**



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Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve Amendment No. 1 to the intergovernmental agreement between the Town of Gilbert and the City of Mesa and Maricopa County, acting through the Maricopa County Department of Transportation, for improvements to Power Road from Guadalupe Road to Baseline Road (TT090).

The original agreement was approved by the Board under C6406217000 on April 5, 2006, and recorded in the office of the Maricopa County Recorder on September 20, 2006, under #2006-1243602. The original agreement identifies and defines the responsibilities of the County, the Town, and the City for the cost sharing, design, construction, and construction management of the Project. This amendment identifies the revised reimbursement schedule for the Arterial Life Cycle Program (ALCP). (Supervisory Districts 1 and 2) (C6406217001)

**35. SALE OF SURPLUS PROPERTY**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve the sale of Maricopa County Department of Transportation property, known as MCDOT Parcel Numbers X-0167-EX1 and X-0167-EX2 for signing the escrow documents and Special Warranty Deeds. The parcels are being sold to Donita S. Cole for a total of \$265,000. The parcels are a remnant from the MCDOT Gilbert Road widening, approved by the Board to sell on November 15, 2006, agenda item C6407105B00.

Also, approve an amendment to the current FY 2008-2012 five-year Transportation Improvement Program (TIP) in the Department of Transportation (640) Transportation Capital Projects Fund (234) by increasing the Year 1 (FY 2007-08) revenue budget for the following project: (C6408115M00) (ADM2005)

- Project T008, Property Management Prior Years Projects, by \$265,000.

**36. IGA WITH THE CITY OF PEORIA FOR IMPROVEMENTS TO DEER VALLEY ROAD FROM 91ST AVENUE TO 83RD AVENUE**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve an intergovernmental agreement between the City of Peoria and Maricopa County, through the Maricopa Department of Transportation, for improvements to Deer Valley Road from 91st Avenue to 83rd Avenue Project. The estimated total cost of the Project is \$3,000,000. Peoria is providing 100% of the funding and MCDOT/PW is providing staff support only for the Project. (Supervisory District 4) (C6408116200)

**37. ADDITION OF PROJECT AND CORRESPONDING EXPENDITURE BUDGET TO THE TRANSPORTATION IMPROVEMENT PROGRAM**

Pursuant to A.R.S. §42-17106(B), motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve the addition of the following project and corresponding expenditure budget to the FY 2008-2012 five-year Transportation Improvement Program (TIP) in the Department of Transportation (640) Transportation Capital Projects Fund (234), Year 1 (FY 2007-08):

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- Project T093, 99th Avenue: McDowell - Glendale with a budget of \$10,000.00.

Also approve an amendment to the current FY 2008-2012 five-year TIP in the Department of Transportation (640) Transportation Capital Projects Fund (234) by decreasing the Year 1 (FY 2007-08) expenditure budget for the following projects:

- Project T006, Unallocated Force Account capital budget by \$1,000.
- Project T257, Olive Avenue at 114th Avenue capital budget by \$9,000

The requested adjustments result in a net budget impact of zero. (C6408118800) (ADM2000-003)

**38. IGA WITH THE TOWN OF BUCKEYE FOR PAYMENT OF THE COST OF ANTICIPATED IMPROVEMENTS**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve the intergovernmental agreement between the Town of Buckeye and Maricopa County, through the Maricopa County Department of Transportation (MCDOT), for payment of \$1,500,000 for the cost of anticipated improvements or reconstruction of several sections of County Right-of-Way (ROW) totaling 15 lane miles within Buckeye south of I-10. In exchange, Buckeye will annex the ROW. A map setting out the ROW is attached to the IGA.

Pursuant to A.R.S. §42-17106(B), also approve the addition of the following project and corresponding expenditure budget to the FY 2008-2012 five-year Transportation Improvement Program (TIP) in the Department of Transportation (640) Transportation Capital Projects Fund (234), Year 1 (FY 2007-08):

- Project T284, IGA with Town of Buckeye: ROW Improvements South of I-10 with a budget of \$1,500.00

Also approve an amendment to the current FY 2008-2012 five-year TIP in the Department of Transportation (640) Transportation Capital Projects Fund (234) by decreasing the Year 1 (FY 2007-08) expenditure budget for the following project:

- Project T006, Unallocated Force Account capital budget by \$1,500.00

The requested adjustments result in a net budget impact of zero. (C6408119200)

**39. ANNEXATION BY THE TOWN OF BUCKEYE**

Pursuant to A.R.S. §9-471(N), motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve the annexation by the Town of Buckeye of County right-of-way within: Van Buren Street from North/South Mid Section line of Section 8 to Jackrabbit Trail, in accordance with Ordinance No. 58-07. (C6408120000) (ADM4202-002)

EXHIBIT "A": Legal Description  
ORDINANCE NO. 58-07

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The North 40.00 feet of the Northeast quarter of Section 8, Township 1 North, Range 2 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona;

**40. ANNEXATION BY THE CITY OF PHOENIX**

Pursuant to A.R.S. §9-471(N), motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to approve the annexation by the City of Phoenix of County right-of-way within: Southern Avenue from 37th Avenue to 39th Avenue, in accordance with Ordinance No. G-5029. (Supervisory District 4) (C6408121000) (ADM4213-002)

EXHIBIT "A": Legal Description  
ORDINANCE NO. G-5029

That part of the Southeast quarter of Section 27, Township 1 North, Range 2 East, G&SRB&M, and the Northeast quarter of Section 34, of said Township and Range, described as follows:

BEGINNING at a point 40 feet North and 40 feet East, of the Southwest corner of the Southeast quarter of said Section 27, being also a point in the boundary of the area annexed to the City of Phoenix, Arizona, by its Ordinance No. G-713, recorded in Docket 5959, pages 459 to 462, records of Maricopa County, Arizona;

Thence Easterly along the North line of the South 40 feet of the Southeast quarter of said Section 27 to the West line of the Southeast quarter of the Southeast quarter of said Section 27;

Thence Southerly along said West line to the South line of said Section 27;

Thence continuing Southerly, along the West line of the Northeast quarter of the Northeast quarter of said Section 34, to the South line of the North 33 feet of the Northeast quarter of said Section 34;

Thence Westerly along said South line to the East line of the West 40 feet of the Northeast quarter of said Section 34;

Thence Northerly along said East line to the North line of the Northeast quarter of said Section 34;

Thence continuing Northerly, along the East line of the West 40 feet of the Southeast quarter of said Section 27, to the POINT OF BEGINNING.

**BOARD OF SUPERVISORS**

**Clerk of the Board**

**41. APPOINTMENTS**

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and carried unanimously (5-0) to approve the following:

- a. **Flood Control Advisory Board** – Reappoint Melvin Martin, as nominated by Supervisory District 5, whose term is effective from the date of Board approval through November 14, 2012. (C0608050900) (ADM1902-001)

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- b. **Citizens' Transportation Oversight Committee** – Reappoint Nelson Ladd, representing Supervisorial District 3, whose term is effective from January 19, 2008 through January 18, 2011. (C0608051900) (ADM2047-001)
- c. **Industrial Development Authority Board of Directors** – Reappoint Tifton Simmons, Jr., nominated by Supervisorial District 2, whose term is effective as of the date of Board approval through December 17, 2013. (C0608052900) (ADM4500-001)
- d. **Merit System Commission** – Reappoint Jean McGrath, nominated by Supervisorial District 4, whose term is effective as of the date of Board approval through December 31, 2011. (C0608053900) (ADM3315-001)
- e. **Travel Reduction Program Regional Task Force** – Reappoint Len Pape, representing Supervisorial District 4, whose term is effective February 1, 2008 through January 31, 2010. (C8508014900) (ADM2350-001)
- f. **Travel Reduction Program Regional Task Force** – Resignation Matt McMahon, representing Supervisorial District 1, whose term is effective upon Board of Supervisors acceptance. (C8508015900) (ADM2350-001)

**42. REGIONAL SCHOOL DISTRICT #509 VOUCHERS/WARRANTS**

The Board of Supervisors, pursuant to its authority granted in A.R.S. §15-1001, will consider for approval vouchers presented by the County School Superintendent of Maricopa County to draw warrants on the County Treasurer against Maricopa County Regional School District #509 School District funds for necessary expenses against the school district and obligations incurred for value received in services (except for payroll vouchers) as shown in the Vouchers. (ADM3814-003)

The Board of Supervisors may consider ratifying any Maricopa County Regional School District #509 vouchers and/or warrants (except for payroll vouchers) approved in accordance with the procedures of A.R.S. §15-321 since the last meeting of the Board of Supervisors. The Board of Supervisors may hear staff reports on the vouchers and warrants being considered. The Vouchers are on file in the Maricopa County's Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule. (ADM3814-003) Staff may update the Board of Supervisors on regional schools operations and finances. (ADM3814-005)

No warrants or vouchers were presented for approval at this meeting. No update was given to the Board by staff at this meeting.

**SETTING OF HEARINGS**

All hearings will be held at 9:00 a.m., 205 W. Jefferson, Phoenix, unless otherwise noted

**Public Health**

**43. FEES RELATED TO DIETETIC INTERNSHIP ACCREDITATION PROGRAM**

Pursuant to A.R.S. §11-251.08, motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried unanimously (5-0) to set a public hearing for Wednesday, February 6, 2008 to

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consider an increase in the existing fee schedule for the Maricopa County Public Health Dietetic Internship Accreditation Program. The proposed fee will be attributable to and defray or cover the expense of the product or service for which the fee will be assessed. No fee will exceed the actual cost of the product or service provided. The fee schedule is consistent with the current market range. The revised fee schedule is as follows:

Dietetic Internship Tuition Fee - \$2,500 per enrolled student

The Commission on Accreditation for Dietetic Education (CADE) of the American Dietetic Association granted initial Accreditation of the Dietetic Internship program at Maricopa County on October 1, 2003, ending in April 2013. The Accreditation is granted for a non-degree Dietetic Internship. The Dietetic Internship program enrolls four full-time interns, for 10 month cycles, annually and is conducted through the Maricopa County Public Health Arizona Nutrition Network program. The fee increase is in anticipation of an increase in administrative costs for the Dietetic Internship program. These fees are effective upon Board approval. (List is on file in the Clerk of the Board's office.) (C8608047M00) (ADM2151)

**CONSENT AGENDA**

**Clerk of the Board**

**44. ASRS CLAIMS**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to authorize payment of claims submitted by the Arizona State Retirement System, on behalf of current or former employees regarding contributions not withheld for purposes of participation in the Arizona State Retirement System. Amounts may be recalculated employer payments to show accrued interest payments. (Claims are on file in the Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule.) (ADM3309-001)

Patterson, Robert	\$27,062.76
Greifer, Joanne	\$2,143.70
Shade, Dorris	\$18,332.95
Whitehead, America	\$3,045.36

**45. CANVASS OF ELECTIONS**

Pursuant to A.R.S. §16-642(B), motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to accept the canvasses of elections submitted by special districts as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM4300)

<b>DISTRICT</b>	<b>ADM NO.</b>
Harquahala Valley Power District	4477-001
Ocotillo Water Conservation District	4396-001
Chandler Heights Citrus Irrigation District	4314-001

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**46. CLASSIFICATION CHANGES**

No Assessor recommendation was received to change classifications at this meeting. (ADM723)

**47. DUPLICATE WARRANTS**

Necessary affidavits having been filed, pursuant to A.R.S. §11-632, motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve and/or ratify duplicate warrants as issued to replace county warrants and school warrants which were either lost or stolen. (ADM1823) (ADM3809)

**COUNTY**

<b>NAME</b>	<b>WARRANT</b>	<b>FUND</b>	<b>AMOUNT</b>
Katherine D. Garcia	280015635	Expense	\$115.00
Irene Gregory	280012340	Payroll	\$1,041.36

**SCHOOLS**

<b>NAME</b>	<b>SCHOOL</b>	<b>WARRANT</b>	<b>AMOUNT</b>
Martin F Almanzar	Roosevelt SD #66	180042756	\$821.23
Dalila Estrada	Palo Verde Elem SD #49	480049021	\$117.84
Daved Delgado	Phoenix Elem SD #1	180032492	\$854.94
HD Supply Waterworks Ltd	Saddle Mountain SD #90	480030673	\$28.43
ASU	Isaac SD #5	480034237	\$150.00
Jaimie Rae Gavigan	Osborn SD #8	180049234	\$922.95
Phoenix Scale Company	Osborn SD #8	480025245	\$90.00
April Wolf	Litchfield Elem SD #79	480020069	\$185.00
Canyon Del Oro High School	Queen Creek Unified SD #95	480027980	\$465.00
MSC410079 Kroger-Frys	Avondale SD #44	4833158	\$97.44
Maria Galvan	Phoenix Elem SD #1	180041807	\$497.75
Eunice Anguiano	Osborn SD #8	180036036	\$613.58
Joellen Koester	Laveen Elem SD #59	180025965	\$614.83

**48. PRECINCT COMMITTEEMEN**

No names were submitted for the appointment or cancellation of appointment of Precinct Committeemen for this meeting. (ADM1701)

**49. REDEMPTION OF WAIVERS FOR INDIVIDUALS AND ORGANIZATIONAL EXEMPTIONS**

Pursuant to A.R.S. §42-11153B, motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve the redemption of waivers for individuals and organizations requesting exemptions for the 2007 tax year during the period of

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July 21, 2007 through December 11, 2007. The list is on file in the Clerk of the Board's office and retained in accordance with the Department of Library, Archives, and Public Records retention schedule. (ADM721)

**50. SECURED TAX ROLL CORRECTIONS**

Motion was made by Supervisor Stapley, seconded by Supervisor Brock, and carried unanimously (5-0) to approve requests from the Assessor for correction of the Secured Tax Roll Resolutions. This reflects actual tax dollar corrections to the County tax rolls due to administrative corrections of the Assessor and as a result of property tax appeals. (ADM705)

<b>YEAR</b>	<b>FROM</b>	<b>TO</b>	<b>AMOUNT</b>
2006	80000	80000	-\$8,538.28
2006	80001	80001	-\$1,597.28
2006	80002	80002	-\$17,838.39
2006	80003	80003	-\$46,805.81
2006	80004	80004	-\$398.63
2006	80005	80005	\$0.00
2006	80006	80006	-\$4,444.68
2006	80007	80007	-\$2,544.30
2006	80008	80008	-\$1,457.85
2006	80009	80009	-\$1,725.98
2006	80010	80010	-\$1,841.76
2006	80011	80011	-\$7,250.43
2006	80012	80012	-\$9,082.78
2006	80013	80013	-\$8,604.87
2007	30154	31189	-\$562,321.60
2006	14391	14881	-\$412,902.78
2005	19844	20099	-\$790.24
2004	16247	16463	-\$41,986.16

**51. SETTLEMENT OF PROPERTY TAX CASES**

No requests for settlement of tax cases were received for this meeting. (ADM704)

**52. STALE DATED WARRANTS**

No warrant claims were presented for approval at this meeting. (ADM1816)

**53. TAX ABATEMENTS**

No request to approve tax abatements were received from the Treasurer's Office for this meeting. (ADM708)

**CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS**

**54. PUBLIC COMMENT ON MATTERS PERTAINING TO MARICOPA COUNTY GOVERNMENT**

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No member of the public came forward to speak at this meeting. (ADM605)

**55. SUPERVISORS' AND COUNTY MANAGER'S SUMMARY OF CURRENT EVENTS**

Supervisor Wilcox welcomed Protective Services Officer Bob Caravello back to his post on the 10<sup>th</sup> Floor of the Administration Building after a several month absence. (ADM606)

Supervisor Stapley thanked his fellow board members for their remembrances and support at the passing of his mother last week. He said his family had noted it and expressed appreciation. Chairman Kunasek remarked that the service had been a beautiful celebration of Mrs. Stapley's life and was happy he had been able to attend.

Supervisor Wilson thanked Supervisor Brock for his service as Chairman in 2007 and commented on members of this board's continuing ability to "disagree without being disagreeable" and to compromise in reaching a satisfactory consensus in resolving the serious problems that arise in this fast-growing county. He said he had been impressed in his short tenure on the Board and "liked the way things get done at the County."

**PLANNING AND DEVELOPMENT ITEMS**

All Board Members, as listed above, remained in session. Darren Gerard, Deputy Planning and Development Director, and Victoria Mangiapane, Deputy County Attorney, came forward to present the following planning and zoning cases. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

**CODE ENFORCEMENT REVIEW**

**PLEASE NOTE:** The following Code Enforcement Review is of a quasi-judicial nature. The Board will review the Hearing Officer's decision to determine if sufficient evidence was presented to the Hearing Officer to support his decision, or whether a procedural error may have occurred. New evidence is not considered at these hearings.

**CODE ENFORCEMENT REVIEW – WILLIAM RUSSELL – CONTINUED**

**PZ-1. William Russell** – This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case Nos. V2006-01093 and V2006-01094, William Russell (Supervisory District 5) (ADM3417-053)

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to continue this case to the January 16, 2008, meeting.

**MEETING ADJOURNED**

There being no further business to come before the Board, the meeting was adjourned.



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Andrew Kunasek, Chairman of the Board

ATTEST:

\_\_\_\_\_  
Fran McCarroll, Clerk of the Board